IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3600 OF 2006
IN
INCOME TAX APPEAL (L) NO.2029 OF 2006

The Commissioner of Income Tax-3. ..Appellant.
Vs.
M/s.Hansdhwani Trading Co. Ltd. ..Respondent.

Mr. P.S.Sahadevan for the Appellant.

CORAM : F.I. REBELLO & R.S. MOHITE, JJ.
DATED : 3RD DECEMBER,2007.

PC :

1. This is a Notice of motion for condoning 811 days delay in filing the aforesaid income tax appeal. On perusal of the affidavit in support of the Notice of Motion, it is seen that the file was sent to the panel counsel for preparing the draft memo of appeal on 5.7.2005 but the draft memo of appeal was received on 2.1.2006. In our view, the delay during the aforesaid period has not been properly explained. The cause shown is not sufficient cause. Hence, Notice of motion stands dismissed.

(R.S. MOHITE, J.) **(F.I. REBELLO, J.)**

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1. As the Notice of Motion for condonation of delay has been dismissed, appeal also stands dismissed. Refund of court fee as per rules. Certified copy expedited.

(R.S. MOHITE, J.) **(F.I. REBELLO, J.)**